

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**JACKIE DIANE ALLEN, and  
RICHARD B. TOBIAS,**

## Plaintiffs,

V.

**Civil Action No. 3:06-CV-1361-M (BH)**

**DAVID TRAVIS, ANTHONY W.  
SCHWIGER, and KEN PRICE,**

§§§§§§

## Defendants.

**ORDER ACCEPTING FINDINGS, CONCLUSIONS, & RECOMMENDATION  
OF THE UNITED STATES MAGISTRATE JUDGE**

The Court has under consideration the Findings, Conclusions, & Recommendation of the United States Magistrate Judge on Defendant David Travis's *Motion to Dismiss*, filed September 27, 2007. No objections were filed. The District Court reviewed the proposed Findings, Conclusions, & Recommendation for plain error. Finding none, the Court accepts the Findings, Conclusions, & Recommendation of the United States Magistrate Judge.

Defendant Travis's *Motion to Dismiss*, filed September 27, 2007, is **GRANTED**. All of Plaintiffs' claims against Defendant Travis are **DISMISSED** without prejudice pursuant to Federal Rule of Civil Procedure 12(b)(1).

SIGNED this 24th day of April, 2008.

  
Barbara M. G. Lynn  
UNITED STATES DISTRICT JUDGE  
NORTHERN DISTRICT OF TEXAS